PTO/SB/21 (05-03) Approved for use through 04/30/2003. OMB 0651-0031 U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE ork Reduction Act of 1995, no persons are required to respond to a collection of information unless it ilisplays a valid OMB control number Application Number RADEMAR 09/753.544 **TRANSMITTAL** Filing Date January 3, 2001 **FORM** First Named Inventor Zylka et al. Art Unit (to be used for all correspondence after initial filing) 2153 Examiner Name Burgess, Glenton B. Attorney Docket Number MOT-D2410 Total Number of Pages in This Submission **ENCLOSURES** (Check all that apply) After Allowance communication Fee Transmittal Form Drawing(s) to Group Appeal Communication to Board Licensing-related Papers Fee Attached of Appeals and Interferences Appeal Communication to Group Amendment/Reply Petition (Appeal Notice, Brief, Reply Brief) Petition to Convert to a **Proprietary Information** After Final Provisional Application Power of Attorney, Revocation Status Letter Affidavits/declaration(s) Change of Correspondence Address Other Enclosure(s) (please Extension of Time Request Terminal Disclaimer Identify below): Form PTO-1449, Copy of PCT Search Report Request for Refund **Express Abandonment Request** and Copies of Four (4) Cited References X CD, Number of CD(s) Information Disclosure Statement Remarks Certified Copy of Priority RECEIVED Document(s) RECEIVED Response to Missing Parts/ AUG 22 REC'D Incomplete Application AUG 1 3 2003 Response to Missing Parts under 37 CFR 1.52 or 1.53 TC 2100 Technology Center 2100 SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT Firm Reg. No. 46,259 Frank A. Mazzeo Individual name Volpe and Koenig, P.C. Signature Date August 7. CERTIFICATE OF TRANSMISSION/MAILING I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with

sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below.

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Frank A. Mazzeo

Date

August 7, 2003

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Signature



## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

## In the **PATENT APPLICATION** of:

Zylka et al.

**Application No.:** 09/753,544

Confirmation No.: 1731

Filed:

January 3, 2001

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Examiner:

Burgess, Glenton B.

Date: August 7, 2003

Our File: MOT-D2410

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## INFORMATION DISCLOSURE STATEMENT INCLUDING RULE 1.97(e)(1) AND RULE 1.704(d) STATEMENTS

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

Further to Applicants' Duty of Disclosure pursuant to 37 C.F.R. §1.56, Applicants wish to bring to the Examiner's attention the material cited on the enclosed Form PTO-1449, which was cited in a PCT search report in a counterpart international application. Copies of the cited references are enclosed along with a copy of the search report.

Pursuant to Rule 1.704(d), the undersigned certifies that each item of information contained in this Information Disclosure Statement (IDS) was cited in a communication from a foreign patent office in a counterpart application, and that this

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communication was not received by any individual designated in §1.56(c) more than thirty (30) days prior to the filing of the information disclosure statement.

Although not required since no office action has issued yet in the instant application, Applicant hereby makes a statement under 37 C.F.R.1.97(e)(1): the undersigned certifies that each item of information contained in this IDS was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this IDS.

It is respectfully requested that the Examiner consider these documents and return an initialed copy of the Form PTO-1449 indicating his consideration of the cited materials.

Respectfully submitted,

Zylka et al.

Frank A. Mazze

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